UNITED STATES DISTRICT COURT DISTRICT OF MAINE

KAYA SIMIONS,)	
)	
Plaintiff)	
)	
v.)	2:09-cr-199-GZS
)	2:11-cv-154-GZS
UNITED STATES OF AMERICA,)	
)	
Defendant)	
)	

ORDER AFFIRMING THE RECOMMENDED DECISION OF THE MAGISTRATE JUDGE

The United States Magistrate Judge filed with the Court on January 9, 2012, her Recommended Decision (Docket No. 52). Movant filed his Objection to the Recommended Decision (Docket No. 54) on February 24, 2012.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a <u>de novo</u> determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

- 1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.
- 2. It is **ORDERED** that Movant's 28 U.S.C. § 2255 Motion is **DENIED**.

3.	It is ORDERED that a certificate of appealability shall not issue in the event that
	Movant files a Notice of Appeal because there is no substantial showing of the denial
	of a constitutional right as contemplated by 28 U.S.C. § 2253(c)(2).

/s/George Z. Singal
U.S. District Judge

Dated this 2nd day of April, 2012.